

1 THE HONORABLE RONALD B. LEIGHTON
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8 UNITED STATES DISTRICT COURT
9 FOR THE WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 GRAYS HARBOR ADVENTIST CHRISTIAN
12 SCHOOL, a Washington non-profit
13 organization; GREG G. BOGDANOVICH, an
14 individual; and MARY LAFOREST, an
15 individual, on behalf of themselves and all others
16 similarly situated,

17 Plaintiffs,

v.

18 CARRIER CORPORATION, a Delaware
19 corporation,

20 Defendant.

21 NO. 05-05437 RBL

22 **MOTION AND ORDER TO SUBMIT
23 CONFIDENTIAL DOCUMENTS
24 CONDITIONALLY UNDER SEAL**

25 Note on Motion Calendar:
26 December 15, 2006

27 **CLERK'S ACTION REQUIRED**

18 **I. MOTION**

19 Pursuant to Section VIII.2.b. of the Protective Order entered in this matter, Plaintiff
20 submits to the Court the following documents **CONDITIONALLY UNDER SEAL**:

21 1. Plaintiffs' Motion for Class Certification;
22
23 2. Declaration of Nancy A. Pacharzina Submitted in Support of Plaintiffs' Motion
24 for Class Certification and exhibits thereto;
25
26 3. Declaration of Chris Scott, Ph.D., in Support of Plaintiffs' Motion for Class
27 Certification and exhibits thereto;

MOTION AND ORDER TO SUBMIT CONFIDENTIAL DOCUMENTS
CONDITIONALLY UNDER SEAL
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4. Declaration of Ockert J. Van Der Schijff, Pr. Eng., Ph.D., in Support of Plaintiffs' Motion for Class Certification and exhibits thereto; and

5. Declaration of Gerald F. Zamiski, Ph.D., P.E., in Support of Plaintiffs' Motion for Class Certification and exhibits thereto.

Each of these documents contain either documents or numerous references and quotes of documents that Defendant designated as “Confidential Information” under the terms of the Protective Order. Pursuant to Section VIII.2.b. of the Protective Order, Defendant has ten (10) business days from the day these documents are submitted to the Court to file a motion to seal the records pursuant to GR 15(c)(2)(B). If no such motion is filed, Plaintiffs will refile the records unsealed after ten (10) business days.

II. ORDER

In light of all the above:

IT IS HEREBY ORDERED the above listed records shall be conditionally sealed by the Clerk of the Court. If no motion to seal is filed within ten (10) business days after entry of this Order, the documents will be unsealed and refiled.

IT IS SO ORDERED this 12th day of December, 2006.

Ronald B. Leighton
RONALD B. LEIGHTON

UNITED STATES DISTRICT JUDGE

Presented by:

TOUSLEY BRAIN STEPHENS PLLC

By: /s/Nancy A. Pacharzina
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MOTION AND ORDER TO SUBMIT CONFIDENTIAL DOCUMENTS
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CERTIFICATE OF SERVICE

I hereby certify that on December 12, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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DATED at Seattle, Washington this 6th day of December, 2006.

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